

ALEX G. TSE (CABN 152348)
Acting United States Attorney

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	Case Nos. CR 12-00859 RS
)	CR 15-00571 RS
Plaintiff,)	
v.)	STIPULATION AND PROPOSED ORDER
MALACHI BARTON,)	CONTINUING MATTER TO JULY 31, 2018
)	
Defendant.)	Date: July 17, 2018 to July 31, 2018
)	Time: 2:30 p.m.
)	Court: Hon. Richard Seeborg

The United States of America, by and through Assistant United States Attorney Brian R. Faerstein, and defendant Malachi Barton, by and through defense counsel Adam Pennella, hereby stipulate that, with the Court's approval, the supervised release revocation hearing currently scheduled for July 17, 2018 at 2:30 p.m. should be continued to July 31, 2018 at 2:30 p.m.

On May 17, 2018, the parties filed a stipulation and proposed order with the Court requesting that the previously-scheduled supervised release revocation evidentiary hearing be vacated and the matter be set for admission by the defendant on July 17, 2018. *See* Dkt. No. 60. The Court entered the

1 parties' proposed order on May 18, 2018. *See* Dkt. No. 61. Since the setting of the admission hearing
2 date, a scheduling conflict has arisen for counsel to the government, who will now be out of the district
3 on business on July 17, 2018. In addition, the parties understand that the Court will be unavailable on
4 July 24, 2018. Thus, the parties hereby request that the admission hearing be continued to the Court's
5 criminal calendar on July 31, 2018 at 2:30 p.m.

6 The parties have conferred with Probation Officer Octavio Magana, who confirms that he will be
7 available at this date and time.

8 IT IS SO STIPULATED.

9 Dated: June 15, 2018

ALEX G. TSE
Acting United States Attorney

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11 /s/

BRIAN R. FAERSTEIN
Assistant United States Attorney

12
13 Dated: June 15, 2018

14 /s/

ADAM PENNELLA
Attorney for MALACHI BARTON

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16 Attestation of Filer

17 In addition to myself, the other signatory to this document is Adam Pennella. I hereby attest that
18 I have his permission to enter a conformed signature on his behalf and to file this document.

19 Dated: June 15, 2018

20 /s/

BRIAN R. FAERSTEIN
Assistant United States Attorney

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~~PROPOSED~~ ORDER

For the reasons stated upon stipulation of the parties, the admission hearing on the Probation Office's petition for revocation of supervised release is continued from July 17, 2018, to July 31, 2018 at 2:30 p.m.

IT IS SO ORDERED.

DATED: 6/20/18


HONORABLE RICHARD SELBORG
United States District Judge